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From:	Robert D. Atkins	602-229-5690	602-229-5311
Re:	Response to Restriction/Election Requirement USSN: 10/671,842		

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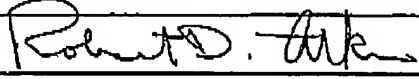
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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/671,842	
	Filing Date	September 25, 2003	
	First Named Inventor	Michael D. Brookshire	
	Group Art Unit	3677	
	Examiner Name	David C. Reese	
Total Number of Pages in This Submission	12	Attorney Docket Number	121236.00003

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Remarks Response to Restriction/Election Requirement		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Robert D. Atkins, Reg. No. 34,288, QUARLES & BRADY STREICH LANG LLP
Signature	
Date	July 29, 2005

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Typed or printed name	Marilyn A. O'Neill
Signature	
Date	July 29, 2005

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10/16/2007

JUL 29 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Michael D. Brookshire *et al.*  
Serial Number : 10/671,842  
Date of Filing : September 25, 2003  
Title : *CELEBRATION DIAMOND HAVING DOME-SHAPED CROWN  
WITH PAVILION*  
Art Unit : 3677  
Examiner : David C. Reese  
Confirmation No. : 9648  
USPTO Cust. No. : 26707  
Attorney Docket No. : 121236.00003

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**RESPONSE TO RESTRICTION/ELECTION REQUIREMENT**

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement mailed June 29, 2005, Applicant hereby elects, without traverse, the claims classified as Group I in the Office Action. Namely, Applicant elects Claims 1-31 and 36-39, drawn to a diamond, classified in class 29, subclass 896.4.

Applicant further elects Species I, directed to the embodiment(s) shown in Figures 2-5. Applicant believes claims 1-5, 7-11, 13-16, 18-25, and 27-31 are directed to Species I, and are listed at the end of this response.

Applicant further believes that claims 36-39 are erroneously listed as part of Group I, as claims 36-39 are dependent of claim 32, which is part of Group II and directed to a method of cutting a gemstone.


QBPHX\1946205.1

Application/Control No. 10/671,842  
Applicant: Brookshire, M.  
RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Applicant hereby withdraws Claims 32-35 from further consideration in this Office Action, but reserves the right to prosecute these claims in one or more divisional applications, which may be filed before the close of prosecution of the instant application.

Respectfully submitted,  
**QUARLES & BRADY STREICH LANG LLP**

July 29, 2005

By:   
Robert D. Atkins  
Reg. No. 34,288

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